

10/088129 #3

CERTIFICATE OF MAILING
37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date below:

July 30, 2002

Date


Shelley P.M. Fussey

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
David Wells

Serial No.: 10/088,129

Filed: March 14, 2002

For: NUCLEAR TRANSFER WITH
SELECTED DONOR CELLS

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: 4070.000300

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER
35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**

BOX PCT

United States Patent and Trademark Office
Washington, D.C. 20231

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371, dated
May 30, 2002, there are enclosed herewith:

- (a) Declaration executed by David Norman Wells;
- (b) A Power of Attorney executed on behalf of AgResearch Limited;
- (c) An Information Disclosure Statement, PTO 1449 and copies of References B1 and
C1-C34;

- (d) Our check in the amount of \$108.00 as the fee for additional claims; and
- (e) A copy of Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US).

An Assignment to AgResearch Limited and a check for \$40.00 are being filed under separate cover.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Assistant Commissioner is authorized to deduct or credit said fees from or to Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/4070.000300.

Please date stamp and return the accompanying postcard to evidence receipt of these documents.

08/08/2002 LLANDGRA 00000064 10088129

01 FC:966

108.00 OP

WILLIAMS, MORGAN & AMERSON
7676 Hillmont, Suite 250
Houston, Texas 77040
(713) 934-7000

Date: July 30, 2002

Respectfully submitted,



Shelley P.M. Fussey, Ph.D.
Reg. No. 39,458
Agent for Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

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|---|--------------------------------------|---------------------------------|
| U.S. APPLICATION NUMBER NO. 10/088,129 | FIRST NAMED APPLICANT David Wells | ATTY. DOCKET NO. 4070.000300 |
|---|--------------------------------------|---------------------------------|

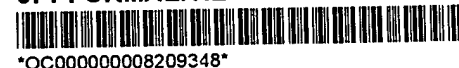
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7676 Hillmont
Suite 2510
Houston, TX 77040

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|---|
| INTERNATIONAL APPLICATION NO. PCT/NZ00/00179 |
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|-------------------------------|---------------|
| LA. FILING DATE 09/14/2000 | PRIORITY DATE |
|-------------------------------|---------------|

CONFIRMATION NO. 1451

371 FORMALITIES LETTER



OC000000008209348

JUN - 6 2002

Date Mailed: 05/30/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments
- Request for Immediate Examination

| | |
|---|----------------------------------|
| DOCKETED <input checked="" type="checkbox"/> | UPDATED <input type="checkbox"/> |
| Previously <input type="checkbox"/> Not Required <input type="checkbox"/> | |
| Action Required <u>DTL RF</u> | |
| <u>missing Pgs Due</u> | |
| Publ. Info. <input type="checkbox"/> | |
| App/Grant Info. <u>7-20-02</u> | |
| Dep / Done <input type="checkbox"/> | |
| By: <u>[Signature]</u> | Checked <u>[Signature]</u> |

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Additionally the following defects have been observed:

- Additional claim fees of \$108 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees

are due.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$108** for a Large Entity:

- Total additional claim fee(s) for this application is **\$108**
 - **\$108** for **33** total claims over 20.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAYA L LEWIS BALTIMORE

Telephone: (703) 305-3695

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/088,129 | PCT/NZ00/00179 | 4070.000300 |

FORM PCT/DO/EO/905 (371 Formalities Notice)